IN THE HIGH COURT OF JUDICATURE, ANDHRA PRADESH
AT HYDERABAD
(Special Original Jurisdiction)

THURSDAY, THE TWENTY SECOND DAY OF OCTOBER
TWO THOUSAND AND NINE

PRESENT

THE HON'BLE MR JUSTICE N.V. RAMANA

W.P.M.P.No.24707 of 2009
in/and
WRIT PETITION No.8602 of 2006

Between:
Md.Saleem

..... PETITIONER

AND

The Depot Manager, APSRTC, Mahabubabad, Warangal District.

.....RESPONDENT

ORDER:

It is submitted by the learned counsel for the petitioner and admitted to by the learned Standing Counsel appearing for the respondent that the subject matter of the writ petition is covered by a decision of this Court in W.P.No.18299 of 2005, dated 05.09.2005, but by oversight and mistake, it was disposed of by following the judgment of the Apex Court in **Kulwanth Singh Gill v. State of Punjab**[1].

In the circumstances, the Registry is directed to substitute the following order in the place of the earlier order, dated 26.04.2006, passed by this Court in W.P.No.8602 of 2006 and communicate the corrected copy to the parties.

"The case of the petitioner is that he is employed as Conductor in the respondent-Corporation. While so, on 24.05.1994, a check was exercised and a charge memo was issued to the petitioner alleging cash and ticket irregularities. The petitioner submitted his explanation

and having not satisfied with the same, a charge sheet, dated 01.06.1994, was issued to the petitioner. The petitioner submitted his explanation denying the charges levelled against him. However, without considering the same, and without conducting any enquiry, the impugned final orders, dated 08.09.1994, were passed imposing punishment of deferment of annual increment for a period of one year with cumulative effect. Hence, the present writ petition.

When the matter is taken up for consideration, it is submitted by the learned counsel for the petitioner and admitted to by the learned Standing Counsel appearing for the respondent that the subject matter of the writ petition is covered by a decision of this Court in W.P.No.18299 of 2005, dated 05.09.2005.

Hence, following the judgment, dated 05.09.2005, in W.P.No.18299 of 2005, this writ petition is disposed of on the same terms, at the admission stage. No costs."

Accordingly, the WPMP is ordered and consequently, the writ petition stands disposed of.

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N.V. RAMANA, J.

Date:22.10.2009
VGB

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[1] 1990 (1) LLJ 635